

DEP/REF

Docket No. 101215-55

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Baining LIU; Wolfgang GRIES
APPLN. NUMBER : 09/765,226
FILED : January 18, 2001
FOR : Frequency -Converted Laser Apparatus with Frequency Conversion.

Commissioner for Patents
Refund Section, Accounting Division
Office of Finance
P.O. Box 1450
Arlington, VA 22313

REQUEST FOR REFUND

1. REFUND REQUEST

This is a request for a refund, with respect to the charge to Deposit Account No. 14-1263, for the above identified patent application.

II. FEES CHARGED FOR WHICH REFUND REQUESTED

Refund Requested

- ☐ Filing fee
- ☐ Surcharge for filing the basic filing fee on a date later than the filing fee of the application (37 CFR § 1.16(e)) and/or
- ☐ Surcharge for filing the oath or declaration on a date later than the filing date of the application (37.CFR § 1.16(e))
- ☒ Extension of the term for third month
- ☐ Excess Claims
- ☐ Issue Fee
- ☐ Petition Fee
- ☒ Other- Request for Continued Examination

Request for a Refund
Attorney Docket No. 101215-55
USSN.: 09/765,226

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III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

Applicants request that the difference of \$ 385. 00 for Petition for Extension of Time for three (3) months returned. Also, the applicant requests that the difference of \$475.00 for Request for Continued Examination be returned. The applicant is entitled to small entity status, Documents for large entity were filed have been filed incorrectly.

Total Refund requested is \$ 860.00, of total amount paid \$1,720.00.

IV. MANNER OF REFUND

Please make refund by crediting Deposit Account No. 14-1263.

Respectfully Submitted,

Christa Hildebrand
Christa Hildebrand
Reg. No. 34,953

Norris, McLaughlin & Marcus P.A.
875 Third Avenue
18th Floor
New York, NY 10022
Telephone: (212) 808-0700
Telefax: (212) 808-0844

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below:

Date: November 5, 2004

By Olimpia Jakubowska-Wrobel
Olimpia Jakubowska-Wrobel



**United States
Patent and
Trademark Office**



Deposit Account Statement


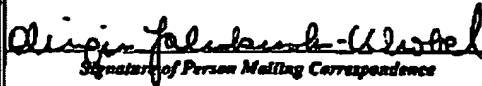
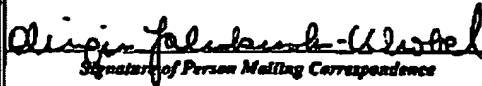
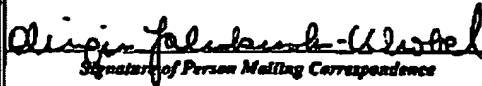
Requested Statement Month: July 2004
 Deposit Account Number: 141263
 Name: NORRIS, MCLAUGHLIN & MARCUS
 Attention: WILLIAM R. ROBINSON
 Address: P.O. BOX 1018
 City: SOMERVILLE
 State: NJ
 Zip: 08876-1018

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
07/01	5	10365847	BEIERDORF 65	1251	\$110.00	\$27,08
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07/28 1	PCT/US04/17409	102781-001WO	8007	-\$40.00	\$75,93
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PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) (Large Entity)			Docket No. 101215-55			
In Re Application Of: Bining LIU; Wolfgang GRIES						
Serial No. 09765226	Filing Date January 18, 2001	Examiner Tuan NGUYEN	Group Art Unit 2828			
Invention: Frequency-Converted Laser Apparatus with Frequency Conversion						
<u>TO THE COMMISSIONER FOR PATENTS:</u>						
This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of <u>January 15, 2004</u> above-identified application. <small>Date</small>						
The requested extension is as follows (check time period desired): <input type="checkbox"/> One month <input type="checkbox"/> Two months <input checked="" type="checkbox"/> Three months <input type="checkbox"/> Four months <input type="checkbox"/> Five months from: <u>May 15, 2004</u> until: <u>July 15, 2004</u> <small>Date</small> <small>Date</small>						
The fee for the extension of time is \$930 and is to be paid as follows: <input type="checkbox"/> A check in the amount of the fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. <input checked="" type="checkbox"/> If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No.						
 <small>Signature</small>		Dated: July 15, 2004				
Christa Hildebrand Norris McLaughlin & Marcus, PA 220 East 42nd Street - 30th Floor New York, NY. 10017 Reg. No. 34,953 Customer No. 27388		<table border="1"><tr><td>I certify that this document and fee is being facsimile transmitted to the United States Patent and Trademark Office on July 15, 2004</td></tr><tr><td> <small>Signature of Person Mailing Correspondence</small></td></tr><tr><td>Olimpia Jakubowska-Wrobel <small>Typed or Printed Name of Person Mailing Correspondence</small></td></tr></table>		I certify that this document and fee is being facsimile transmitted to the United States Patent and Trademark Office on July 15, 2004	 <small>Signature of Person Mailing Correspondence</small>	Olimpia Jakubowska-Wrobel <small>Typed or Printed Name of Person Mailing Correspondence</small>
I certify that this document and fee is being facsimile transmitted to the United States Patent and Trademark Office on July 15, 2004						
 <small>Signature of Person Mailing Correspondence</small>						
Olimpia Jakubowska-Wrobel <small>Typed or Printed Name of Person Mailing Correspondence</small>						
12/15/2004 SDIRETA1 00000025 141263 09765226 02 FC:2801 385.00 DA cc:						

PTO/SB/30(03-03)

Approved for use through 7/31/2003. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/765,226
	Filing Date	January 18, 2001
	First Named Inventor	Baining LIU; Wolfgang GRIES
	Art Unit	2828
	Examiner Name	Tuan NGUYEN
	Attorney Docket Number	101215-55

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1993, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. ☐ **Submission required under 37 CFR 1.114** Note: If the RCB is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such.
- a. ☐ **Previously submitted.** If a final Office Action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ **Enclosed**
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____
2. ☐ **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☒ **Other** _____
3. ☐ **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 14-1263
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fees (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- 01 FC: 253. ☐ Check by the amount of \$ 950.00 DA
- 02 FC: 801. ☐ Payment by credit card (Form PTO 2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Name (Print/Type)	Christa Hildebrand	Registration No. (Attorney/Agent)	33,933
Signature	<i>Christa Hildebrand</i>	Date	July 15, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Olimpia Jakubowska-Wrobel	Date	July 15, 2004
Signature	<i>Olimpia Jakubowska-Wrobel</i>		

This collection of information is required by 37 CFR 1.114. This information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comment on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450 Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-0199 and select option 2.

PAGE 2/11 * RCVD AT 7/15/2004 5:17:16 PM [Eastern Daylight Time] * SVR:USPTO-EF-XRF-1/4 * DHS:8728308 * CSID:2128080844 * DURATION (mm:ss):03:26

Adjustment date: 12/15/2004 SDIRETA1
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 02 FC:1801 770.00 CR

12/15/2004 SDIRETA1 00000025 141263 09765226

01 FC:2253 475.00 DA